

possessed, purchased, received, sold and distributed to contraband cigarette smugglers or "runners".

24. On numerous occasions, defendants MOHAMED KAID, ALI KAID, MOHAMED ABUHAMRA, ALI ABUHAMRA, HUMAISAN, ALAWI, SALEH ABDULLAH, ALI ABUHAMRA, JR., AWEDI, HAMDAN, BERRO, BARNETT, HAYDOUS, ALMOZAHMI, ALHAJAJI, AL-FIASALY, NASIR, ALSHUBILI, AHMED, MIKHA, DANIEL, NABIL ABDULLAH, MOHAMED ABDULLAH, ODEFA, RMZY ABDULLAH, NAGIB AZIZ, ALJEMAN, FNU AZIZ, and others, conducted, and caused to be conducted, financial transactions consisting of purchases, sales, transfers, deliveries, and other dispositions of large quantities of contraband cigarettes supplied, shipped, transported, sold and distributed by defendants MARTIN, EMKE, SNYDER, and A.D. BEDELL COMPANY, INC.

25. On numerous occasions, defendant A.D. BEDELL COMPANY, INC., and others, conducted, and caused to be conducted, financial transactions at the Cattaraugus County Bank involving the proceeds of the specified unlawful activities identified above, such financial transactions consisting of, but not limited to, deposits of money, wire transfers of funds to cigarette manufacturers for the purchase of additional cigarettes, and payments of salaries, bonuses and benefits to various employees, including defendants MARTIN, EMKE, and SNYDER.

26. On various occasions, defendant A.D. BEDELL COMPANY, INC., and others, delivered, and caused to be delivered, quantities of contraband cigarettes to locations other than a Native American smoke shop, so as to better promote the transfer of the contraband cigarettes to contraband cigarette runners, including defendant HAYDOUS.

27. On various occasions, defendants MARTIN, EMKE, SNYDER, and A.D. BEDELL COMPANY, INC., placed, and caused to be placed, quantities of contraband cigarettes into the vehicles of contraband cigarette smugglers, to promote the illegal activities described herein.

28. On various occasions, defendants MARTIN and A.D. BEDELL COMPANY, INC., permitted contraband cigarette smugglers, including defendants MOHAMED KAID and ALI KAID, to receive quantities of contraband cigarettes directly at the A.D. BEDELL COMPANY, INC., warehouse, to promote the illegal activities described herein.

29. In 1994, the exact date being unknown, defendant MARTIN told an individual known to the Grand Jury that persons "are taking the cigarettes to Michigan to resell them."

30. Commencing in or about late 1994 or early 1995, and continuing thereafter through at least April, 1997, the exact dates

being unknown, defendants MARTIN, EMKE, SNYDER, and A.D. BEDELL COMPANY, INC., and others, prepared, and caused to be prepared, orders, documents, and deliveries for contraband cigarettes destined for cigarette smugglers, and thereafter separated these orders from cigarette orders destined for legitimate sale. The contraband cigarette orders were referred to as "other orders," while the cigarettes destined for legitimate sale were referred to as "store orders."

31. Commencing in or about late 1994 or early 1995, and continuing up to at least April, 1997, the exact dates being unknown, the defendants and others, utilized codes and nicknames in the ordering and packaging of contraband cigarettes to facilitate the transfer of contraband cigarettes among the defendants, and to conceal from law enforcement authorities and others the true identities of the purchasers of the contraband cigarettes.

32. In approximately early 1995, the exact date being unknown, defendant MARTIN advised the owner of a Native American smoke shop to use a facsimile machine to expedite the ordering of contraband cigarettes from defendant A.D. BEDELL COMPANY, INC.

33. In 1995, the exact date being unknown, various defendants, including defendant MOHAMED KAID, and others, utilized a facsimile machine to send orders for contraband cigarettes from

locations in Michigan to locations within the Western District of New York, which orders were thereafter sent to defendant A.D. BEDELL COMPANY, INC.

34. On various occasions, defendant MOHAMED KAID, and others, utilized a facsimile machine to send orders for contraband cigarettes to defendant A.D. BEDELL COMPANY, INC., and on such occasions, defendant A.D. BEDELL COMPANY, INC., and its employees, falsely recorded the sale of the contraband cigarettes as if they had been ordered by a Native American smoke shop.

35. In or about April, 1995, the exact date being unknown, defendants MARTIN, SNYDER, and A.D. BEDELL COMPANY, INC., opened and thereafter maintained a second business account on behalf of a Native American smoke shop, with the understanding that this second account would be used for the ordering of contraband cigarettes destined for the defendants and other contraband cigarette smugglers.

36. On or about June 21, 1995, defendant MARTIN collected \$104,095.30 for a delivery of contraband cigarettes to a Native American smoke shop and thereafter, defendant A.D. BEDELL COMPANY, INC., supplied cigarettes to contraband cigarette smugglers utilizing the code name "John" and "Chuck".

37. In or about May through August, 1995, defendant MARTIN authorized employees of defendant A.D. BEDELL COMPANY, INC., to accept money orders as payment for contraband cigarettes, and thereafter, defendants MOHAMED KAID, HAMDAN and AWEDI, paid for contraband cigarettes with money orders along with cash. These money orders were deposited into the A.D. BEDELL COMPANY, INC., business bank account.

38. Commencing in or about the summer of 1995, defendants MARTIN, SNYDER, and A.D. BEDELL COMPANY, INC., authorized a Native American smoke shop to maintain a large debt accruing from sales of contraband cigarettes.

39. Sometime during the summer of 1995, the exact date being to the Grand Jury unknown, defendants MARTIN and A.D. BEDELL COMPANY, INC., appointed defendant SNYDER salesman for Native American accounts, to facilitate contraband cigarette smuggling among and between the defendants.

40. On or about August 8, 1995, defendant MARTIN caused a person known to the Grand Jury to conduct a financial transaction at the Fleet Bank, located in Collins, New York, consisting of a withdrawal of \$25,000, as partial payment for contraband cigarettes.

41. On various occasions, defendant SNYDER provided security for deliveries of contraband cigarettes.

42. On numerous occasions, defendants MARTIN, A.D. BEDELL COMPANY, INC., and others, provided employees of the A.D. BEDELL COMPANY, INC. with a document sometimes referred to as a "driver's cheat sheet," which document facilitated the delivery and sale of contraband cigarettes among the defendants and others.

43. Continuously throughout the conspiracy, the contraband cigarettes provided by defendants MARTIN, EMKE, SNYDER, and A.D. BEDELL COMPANY, INC., were smuggled to and from locations in the Western District of New York, without either New York or Michigan cigarette excise taxes having been collected or paid.

44. At various times, defendant MOHAMED KAID, and others, transmitted via international wire transmission proceeds which had been deposited into the Marine Midland Bank, located in Buffalo, N.Y., to various foreign banks, including the Yemen Commercial Bank, the Arab Jordan Investment Bank, and the Banque Indosuez Switzerland.

45. Sometime during the time period of the conspiracy, the exact date being unknown, defendants EMKE and A.D. BEDELL COMPANY, INC., directed employees to fill and deliver orders destined for

cigarette smugglers the same day the orders were received, rather than wait the period of time required of other customers.

46. At various times, defendant MARTIN directed employees of defendant A.D. BEDELL COMPANY, INC., to wait at a Native American smoke shop until such time as payment was received from the contraband cigarette smugglers for the delivery of that day's cigarettes.

47. Throughout the conspiracy, defendant A.D. BEDELL COMPANY, INC., provided a Native American smoke shop with separate invoices for each quantity of contraband cigarettes ordered, purchased and received by defendants MOHAMED KAID, ALI KAID, MOHAMED ABUHAMRA, ALI ABUHAMRA, HUMAISAN, ALAWI, SALEH ABDULLAH, ALI ABUHAMRA, JR., AWEDI, HAMDAN, BERRO, BARNETT, HAYDOUS, ALMOZAHMI, ALHAJAJI, ALFIASALY, NASIR, ALSHUBILI, AHMED, MIKHA, DANIEL, NABIL ABDULLAH, MOHAMED ABDULLAH, ODEFA, RMZY ABDULLAH, NAGIB AZIZ, ALJEMAN, FNU AZIZ, and other contraband cigarette smugglers. On many of these invoices, the defendant A.D. BEDELL COMPANY, INC., identified the defendant smugglers by name, code name, letter and code number. Defendant EMKE reviewed many of these invoices with employees of the defendant A.D. BEDELL COMPANY, INC., while defendant SNYDER's name appeared as salesman on many of these invoices.

48. At various times, defendants MOHAMED KAID, ALI KAID, ALHAJAJI, NAGIB AZIZ, HUMAISAN, HAYDOUS, ALSHUBILI, MOHAMED ABDULLAH, AWEDI, BARNETT, BERRO, and others, rented and utilized rental vehicles, including vans, automobiles, and trucks, to transport unstamped and contraband cigarettes.

49. At some time during 1995 or 1996, the exact date being unknown, defendants ALI KAID and SNYDER utilized an office inside a Native American smoke shop to coordinate the illegal activities committed by the defendants herein. Thereafter, defendant SNYDER directed persons engaged in contraband cigarette smuggling to place their orders through defendant ALI KAID, as well as the business account of the Native American smoke shop.

50. At various times, defendant A.D. BEDELL COMPANY, INC., sent two employees to a Native American smoke shop to expedite and facilitate the contraband cigarette smuggling, such that one employee counted the money for the delivery of contraband cigarettes, while the other employee unloaded the cigarettes or assisted in loading the smugglers' vehicles with contraband cigarettes.

51. At various times, defendants ALI KAID, MOHAMED KAID, and HAYDOUS paid persons to take contraband cigarettes from the Western

District of New York and deliver them to locations within the State of Michigan.

52. On January 14, 1995, defendant ALI KAID received, transported, and possessed approximately 648,200 contraband cigarettes. Defendant MOHAMED ABDULLAH provided a credit card to be used to rent the vehicle used by defendant ALI KAID for this illegal activity.

53. On May 2, 1995, defendant ODEFA received, transported, and possessed approximately 202,400 contraband cigarettes.

54. On May 11, 1995, defendants ALI KAID and RMZY ABDULLAH received, transported, and possessed unstamped cigarettes.

55. On July 7, 1995, defendants HAMDAN and AWEDI received, transported, and possessed unstamped cigarettes.

56. On January 2, 1996, defendants BARNETT and BERRO received, transported, and possessed approximately 270,400 contraband cigarettes.

57. On May 15, 1996, defendant MOHAMED ABDULLAH received, transported, and possessed approximately 92,600 contraband cigarettes.

58. On May 16, 1995, defendant MOHAMED KAID and another received, transported, and possessed approximately 494,600 contraband cigarettes.

59. On June 21, 1995, defendants ALHAJAJI and ODEFA attempted evasive action from law enforcement officials in Dearborn, Michigan. Defendant ALHAJAJI possessed a large quantity of unstamped cigarettes in Michigan on this date.

60. On May 29, 1996, defendant ALSHUBILI received, transported, and possessed approximately 120,600 contraband cigarettes. On or about that same time, defendant AL-FIASALY rented the vehicle utilized by defendant ALSHUBILI.

61. On August 3, 1996, defendants MIKHA and DANIEL received, transported, and possessed a large quantity of unstamped cigarettes.

62. On August 16, 1996, defendant NAGIB AZIZ and another received, transported, and possessed approximately 276,000 contraband cigarettes.

63. On August 24, 1996, defendant HUMAISAN received, transported, and possessed approximately 402,000 contraband cigarettes.

64. On October 21, 1996, defendant ALAWI received, transported, and possessed approximately 90,000 contraband cigarettes.

65. On November 4, 1996, defendants ALI ABUHAMRA and SALEH ABDULLAH, and others, received, transported, and possessed approximately 641,000 contraband cigarettes.

66. On or about May 6, 1997, defendant HAYDOUS owned a vehicle utilized by another person to receive, possess and transport approximately 157,600 contraband cigarettes.

67. At various times, defendants MARTIN, EMKE, SNYDER, and A.D. BEDELL COMPANY, INC., prepared and caused to be prepared documents falsely stating that unstamped cigarettes were being distributed to a Native American smoke shop when, in truth and in fact, and as the defendants well knew, the unstamped cigarettes were distributed, shipped, transported, received and possessed to and by defendants MOHAMED KAID, ALI KAID, MOHAMED ABUHAMRA, ALI ABUHAMRA, HUMAISAN, ALAWI, SALEH ABDULLAH, ALI ABUHAMRA, JR., AWEDI, HAMDAN, BERRO, BARNETT, HAYDOUS, ALMOZAHMI, ALHAJAJI, ALFIASALY, NASIR, ALSHUBILI, AHMED, MIKHA, DANIEL, NABIL ABDULLAH, MOHAMED ABDULLAH, ODEFA, RMZY ABDULLAH, NAGIB AZIZ, ALJEMAN, FNU AZIZ, and other contraband cigarette smugglers.

All of the above in violation of Title 18, United States Code, Sections 1956(h) and 2.

COUNTS TWO THROUGH NINETY-NINE

(TRAFFICKING IN CONTRABAND CIGARETTES)

The Grand Jury Further Charges:

68. The factual allegations of paragraphs 1 through 67 of this Indictment are re-alleged and incorporated in each count below as if more fully set forth.

69. On or about the dates listed below, in the Western District of New York and elsewhere, the below-listed defendants, and others, did knowingly and unlawfully ship, transport, receive, possess, sell, distribute and purchase contraband cigarettes, and did aid and abet the same.

COUNT	DATE	DEFENDANTS
2	September 23, 1994	PAGE MARTIN, A.D. BEDELL COMPANY, INC., ALI KAID, ABDO ALAWI
3	September 30, 1994	PAGE MARTIN, A.D. BEDELL COMPANY, INC., ALI KAID, MOHAMED ABDULLAH, SALEH ABDULLAH

4	October 22, 1994	PAGE MARTIN, A.D. BEDELL COMPANY, INC., MOHAMED KAID
5	October 27, 1994	PAGE MARTIN, A.D. BEDELL COMPANY, INC., MOHAMED KAID
6	November 16, 1994	PAGE MARTIN, A.D. BEDELL COMPANY, INC., SHOAIB KAAID ALHAJAJI
7	December 1, 1994	PAGE MARTIN, A.D. BEDELL COMPANY, INC., SHOAIB KAAID ALHAJAJI, ALI KAID, SALEH ABDULLAH, MOHAMED ODEFA
8	December 4, 1994	PAGE MARTIN, A.D. BEDELL COMPANY, INC., AHMED NASIR, AHMED ALSHUBILI, MOHAMED KAID
9	December 5, 1994	PAGE MARTIN, A.D. BEDELL COMPANY, INC., ALI KAID, RMZY ABDULLAH, ABDO ALAWI
10	December 8, 1994	PAGE MARTIN, A.D. BEDELL COMPANY, INC., ALI KAID, SHOAIB KAAID ALHAJAJI
11	December 9, 1994	PAGE MARTIN, A.D. BEDELL COMPANY, INC., ALI KAID, MOHAMED KAID, MOHAMED ABUHAMRA, AHMED ALSHUBILI, ABDO ALAWI
12	December 12, 1994	PAGE MARTIN, A.D. BEDELL COMPANY, INC., SHOAIB KAAID ALHAJAJI, ALI ABUHAMRA, JR., ALI AL- FIASALY, ABDO ALAWI, MOHAMED KAID
13	December 16, 1994	PAGE MARTIN, A.D. BEDELL COMPANY, INC., SHOAIB KAAID ALHAJAJI

14	December 20, 1994	PAGE MARTIN, A.D. BEDELL COMPANY, INC., SALEH ABDULLAH
15	December 23, 1994	PAGE MARTIN, A.D. BEDELL COMPANY, INC., SHOAI B KAAID ALHAJAJI
16	December 24, 1994	PAGE MARTIN, A.D. BEDELL COMPANY, INC., ALI KAID, MOHAMED ODEFA
17	December 26, 1994	PAGE MARTIN, A.D. BEDELL COMPANY, INC., SHOAI B KAAID ALHAJAJI, ALI KAID, MOHAMED ABDULLAH
18	December 27, 1994	PAGE MARTIN, A.D. BEDELL COMPANY, INC., ALI KAID, SALEH ABDULLAH
19	December 28, 1994	PAGE MARTIN, A.D. BEDELL COMPANY, INC., ALI KAID, MOHAMED KAID, AHMED NASIR, MOHAMED ODEFA
20	December 29, 1994	PAGE MARTIN, A.D. BEDELL COMPANY, INC., ALI KAID
21	December 30, 1994	PAGE MARTIN, A.D. BEDELL COMPANY, INC., SHOAI B KAAID ALHAJAJI, MOHAMED ODEFA, SALEH ABDULLAH, ABDO ALAWI
22	January 3, 1995	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., SHOAI B KAAID ALHAJAJI, FNU AZIZ, MOHAMED ABUHAMRA
23	January 4, 1995	PAGE MARTIN, A.D. BEDELL COMPANY, INC., SALEH ABDULLAH, MOHAMED KAID, ALI KAID, ABDO ALAWI
24	January 8, 1995	PAGE MARTIN, A.D. BEDELL COMPANY, INC., MOHAMED

		ABUHAMRA, SHOAIK KAAID ALHAJAJI, MOHAMED KAID
25	January 9, 1995	PAGE MARTIN, A.D. BEDELL COMPANY, INC., MOHAMED ODEFA
26	January 10, 1995	PAGE MARTIN, A.D. BEDELL COMPANY, INC., MOHAMED ABUHAMRA, SHOAIK KAAID ALHAJAJI
27	January 13, 1995	PAGE MARTIN, A.D. BEDELL COMPANY, INC., ALI KAID
28	January 14, 1995	PAGE MARTIN, A.D. BEDELL COMPANY, INC., ALI KAID
29	January 19, 1995	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., MOHAMED ALMOZAHMI, MOHAMED ODEFA, NAGIB AZIZ
30	January 27, 1995	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., ALI KAID, MOHAMED KAID
31	January 30, 1995	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., AHMED NASIR, MOHAMED ALMOZAHMI
32	January 31, 1995	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., ALI KAID, MOHAMED KAID, AHMED NASIR
33	February 13, 1995	PAGE MARTIN, A.D. BEDELL COMPANY, INC., ALI KAID
34	February 15, 1995	PAGE MARTIN, A.D. BEDELL COMPANY, INC., ALI KAID
35	February 16, 1995	PAGE MARTIN, A.D. BEDELL COMPANY, INC., MOHAMED ALMOZAHMI, AHMED NASIR

36	February 17, 1995	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., ALI KAID, FNU AZIZ
37	February 20, 1995	PAGE MARTIN, A.D. BEDELL COMPANY, INC., MOHAMED KAID, SHOAIB KAAID ALHAJAJI, AHMED ALSHUBILI
38	March 6, 1995	PAGE MARTIN, A.D. BEDELL COMPANY, INC., ALI ABUHAMRA, JR.
39	March 8, 1995	PAGE MARTIN, A.D. BEDELL COMPANY, INC., ALI KAID
40	March 20, 1995	PAGE MARTIN, A.D. BEDELL COMPANY, INC., ALI KAID, SHOAIB KAAID ALHAJAJI
41	March 28, 1995	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., ALI KAID, ALI ABUHAMRA
42	March 31, 1995	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., ALI KAID, ABDO ALAWI
43	April 1, 1995	PAGE MARTIN, A.D. BEDELL COMPANY, INC., ALI KAID, SHOAIB KAAID ALHAJAJI, MOHAMED ODEFA, MOHAMED ABDULLAH
44	April 2, 1995	PAGE MARTIN, A.D. BEDELL COMPANY, INC., ALI KAID, ABDO ALAWI, MOHAMED ALMOZAHMI
45	April 3, 1995	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., ALI KAID, ABDO ALAWI, ALI AL- FIASALY, ALI ABUHAMRA, RMZY ABDULLAH

46	April 5, 1995	PAGE MARTIN, A.D. BEDELL COMPANY, INC., ALI KAID
47	April 9, 1995	PAGE MARTIN, A.D. BEDELL COMPANY, INC., MOHAMED ALMOZAHMI
48	April 12, 1995	PAGE MARTIN, A.D. BEDELL COMPANY, INC., ALI KAID, ABDO ALAWI
49	April 13, 1995	PAGE MARTIN, A.D. BEDELL COMPANY, INC., ALI KAID
50	April 18, 1995	PAGE MARTIN, A.D. BEDELL COMPANY, INC., ALI KAID, MOHAMED ALMOZAHMI, MOHAMED KAID
51	April 20, 1995	PAGE MARTIN, A.D. BEDELL COMPANY, INC., ALI KAID, MOHAMED ALMOZAHMI, MOHAMED KAID, ABDO ALAWI, AHMED ALSHUBILI, RMZY ABDULLAH
52	May 6, 1995	PAGE MARTIN, A.D. BEDELL COMPANY, INC., ABDO ALAWI
53	June 1, 1995	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., MOHAMED ODEFA, ABDO ALAWI, SALEH ABDULLAH, MOHAMED ALMOZAHMI, ALI KAID
54	June 6, 1995	PAGE MARTIN, A.D. BEDELL COMPANY, INC., ALI KAID, MOHAMED ODEFA
55	July 19, 1995	PAGE MARTIN, A.D. BEDELL COMPANY, INC., HAMADA AWEDI, NADER HAMDAN
56	December 1, 1995	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., AHMED NASIR

57	December 19, 1995	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., ALI ABUHAMRA, MOHAMED ABUHAMRA
58	January 2, 1996	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., HUSSAIN BERRO, HARRIS BARNETT
59	March 29, 1996	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., ALI ABUHAMRA, JR.
60	April 17, 1996	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., ALI ABUHAMRA, JR., ALI AL- FIASALY
61	April 18, 1996	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., ALI ABUHAMRA, JR., ALI AL- FIASALY
62	April 19, 1996	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., ALI AL- FIASALY
63	April 20, 1996	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., ALI AL- FIASALY, ALI ABUHAMRA, JR.
64	April 22, 1996	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., ALI ABUHAMRA, JR., AHMED NASIR, AHMED ALSHUBILI
65	April 24, 1996	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., ALI

		ABUHAMRA, JR., AHMED NASIR
66	April 25, 1996	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., MOHAMED ABDULLAH, NABIL ABDULLAH, NAGIB AZIZ
67	April 27, 1996	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., ALI ABUHAMRA, JR., AHMED NASIR, ALI AL-FIASALY
68	April 30, 1996	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., ALI KAID, MOHAMED ODEFA
69	May 2, 1996	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., ALI KAID
70	May 4, 1996	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., ALI KAID, ABDO ALAWI
71	May 6, 1996	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., ALI ABUHAMRA, JR.
72	May 9, 1996	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., ALI KAID
73	May 10, 1996	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., ALI KAID, SALEH ABDULLAH, ABDO ALAWI
74	May 11, 1996	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., NABIL ABDULLAH, MOHAMED ABDULLAH

75	May 15, 1996	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., ALI ABUHAMRA, JR.
76	May 16, 1996	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., MENAL MIKHA, ALI ABUHAMRA, JR., SAM DANIEL, ALI AL- FIASALY
77	May 20, 1996	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., MENAL MIKHA, SAM DANIEL
78	May 24, 1996	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., MENAL MIKHA, ALI ABUHAMRA, JR., SAM DANIEL, ALI AL- FIASALY, AHMED ALSHUBILI
79	May 25, 1996	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., ALI KAID, NABIL ABDULLAH, MOHAMED ABDULLAH, SALEH ABDULLAH
80	May 31, 1996	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., ALI KAID, ABDO ALAWI, SALEH ABDULLAH
81	June 1, 1996	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., AHMED ALSHUBILI, ALI AL- FIASALY
82	June 4, 1996	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., ALI KAID, AREF AHMED, KHALED HUMAI SAN

83	June 5, 1996	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., AHMED ALSHUBILI, ALI AL- FIASALY, NABIL ABDULLAH, MOHAMED ABDULLAH
84	June 15, 1996	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., ALI KAID, ALI AL-FIASALY, NAGIB AZIZ
85	June 21, 1996	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., MOHAMED ABDULLAH
86	June 29, 1996	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., AHMED ALSHUBILI, ALI AL- FIASALY
87	July 11, 1996	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., NABIL ABDULLAH, KHALED ALJEMAN
88	August 1, 1996	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., MOHAMED ABDULLAH
89	August 8, 1996	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., NABIL ABDULLAH, SALEH ABDULLAH
90	August 23, 1996	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., SALEH ABDULLAH, AREF AHMED
91	August 30, 1996	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., ALI AL- FIASALY

92	September 5, 1996	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., RMZY ABDULLAH
93	September 12, 1996	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., ALI KAID, AREF AHMED
94	September 30, 1996	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., ALI KAID, SALEH ABDULLAH, RMZY ABDULLAH, AREF AHMED, MOHAMED ODEFA
95	October 3, 1996	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., ALI KAID, MOHAMED ABDULLAH, AREF AHMED
96	October 8, 1996	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., RMZY ABDULLAH, ALI KAID
97	January 27, 1997	PAGE MARTIN, KIRK SNYDER, A.D. BEDELL COMPANY, INC., ALI KAID, AREF AHMED, MENAL MIKHA
98	May 6, 1997	PAGE MARTIN, A.D. BEDELL COMPANY, INC., FADI HAYDOUS
99	July 31, 1997	PAGE MARTIN, A.D. BEDELL COMPANY, INC., SAM DANIEL, MENAL MIKHA

Each of the above counts being in violation of Title 18,
United States Code, Sections 2342(a) and 2344(a), and Title 18,
United States Code, Section 2.

COUNT ONE HUNDRED

(RACKETEERING CONSPIRACY)

The Grand Jury Further Charges:

70. The factual allegations contained in Paragraphs 1 through 18, 20, and 22 through 69 of this Indictment are re-alleged and incorporated herein by reference as if more fully set forth.

71. Beginning in or about the summer of 1994, and continuing thereafter up to and including 1998, the exact dates being unknown to the Grand Jury, in the Western District of New York and elsewhere, the defendants, PAGE MARTIN, RICHARD EMKE, KIRK SNYDER, A.D. BEDELL COMPANY, INC., MOHAMED KAID, and ALI KAID, together with other persons both known and unknown, being persons employed by and associated with an Enterprise, which was engaged in, and the activities of which affected interstate and foreign commerce, unlawfully did willfully and knowingly combine, conspire, confederate and agree, together, with each other, and with others, to violate Title 18, United States Code, Section 1962(c); namely, to unlawfully conduct and participate, directly and indirectly, in the conduct of the affairs of the Enterprise through a pattern of racketeering activity consisting of:

a) multiple violations of the contraband cigarette smuggling statutes, Title 18, United States Code, Sections 2342(a) and (b), 2343(a), 2344(a), and 2; and

b) multiple violations of the wire fraud statute, in violation of Title 18, United States Code, Section 1343 and Title 18, United States Code, Section 2, in that the defendants and others, known and unknown, having devised a scheme and artifice to defraud the States of Michigan and New York of millions of dollars of cigarette excise tax revenues, and for obtaining money and property by means of false and fraudulent pretenses, representations and promises, transmitted and caused to be transmitted by means of wire communication in interstate and foreign commerce, writings, signs, signals, pictures, and sounds for the purpose of executing such scheme and artifice.

72. The enterprise which existed in the Western District of New York and elsewhere, in the time period 1994 through 1997, consisted of an "Enterprise" as that term is defined in Title 18, United States Code, Section 1961(4); namely, a group of individuals and a corporation associated in fact, consisting of the defendants, MARTIN, EMKE, SNYDER, A.D. BEDELL COMPANY, INC., MOHAMMED KAID, ALI KAID, and others, both known and unknown.

73. It was a part of the conspiracy that during the aforesaid period, the defendants, MARTIN, EMKE, SNYDER, A.D. BEDELL COMPANY, INC., MOHAMED KAID, and ALI KAID, together with others, agreed that a conspirator would commit at least two acts of racketeering activity in the conduct of the affairs of the Enterprise.

All of the above in violation of Title 18, United States Code, Section 1962(d).

COUNT ONE HUNDRED AND ONE

(MONEY LAUNDERING FORFEITURE)

The Grand Jury Further Charges:

From their convictions from Count One of the Indictment, the defendants, MOHAMED KAID, ALI KAID, PAGE MARTIN, MOHAMED ABUHAMRA, ALI ABUHAMRA, KHALED HUMAISAN, ABDO ALAWI, SALEH ABDULLAH, ALI ABUHAMRA, JR., HAMADA AWEDI, NADER HAMDAN, HUSSAIN BERRO, HARRIS BARNETT, FADI HAYDOUS, MOHAMED ALMOZAHMI, RICHARD EMKE, KIRK SNYDER, A.D. BEDELL COMPANY, INC., SHOAIK KAAID ALHAJAJI, ALI ALFIASALY, AHMED NASIR, AHMED ALSHUBILI, AREF AHMED, MENAL MIKHA, SAM DANIEL, NABIL ABDULLAH, MOHAMED ABDULLAH, MOHAMED ODEFA, RMZY ABDULLAH, NAGIB AZIZ, KHALED ALJEMAN, and FNU AZIZ, jointly and severally, shall forfeit the following property to the United

States, all pursuant to Title 18, United States Code, Section 982(a)(1):

74. The sum of SEVENTY MILLION DOLLARS (\$70,000,000) United States Currency.

75. All of the defendants A.D. BEDELL COMPANY, INC.'s and PAGE MARTIN's ownership, interests and rights in the company known as A.D. Bedell Company, Inc., including but not limited to all stock ownership, stock certificates, real estate, pension and savings plans, partner equity agreements, accounts receivable, financial institution accounts and licenses, specifically including the following property:

a) Any and all legal or equitable interest in A.D. Bedell Company, Inc.'s Investment Fund at Fleet Bank under the name Galaxy ACCSS Acct., number 9401445597;

b) Any and all legal or equitable interest in PAGE MARTIN and Michelle Martin's JTWROS Investment Fund at Salomon Smith Barney, number 368-04669-13;

c) Any and all legal or equitable interest in PAGE MARTIN's ACF Justin Martin Investment Fund at Salomon Smith Barney, account number 368-08371-13;

d) Any and all legal or equitable interest in PAGE MARTIN's ACF Jason Martin Investment Fund at Salomon Smith Barney, account number 368-08372-12;

e) Any and all legal or equitable interest in the defendants' interest in the unit of the Disney Vacation Club at Walt Disney World Resort, as set forth in Contract No. 34785.000 between Disney Vacation Development, Inc., and A.D. BEDELL, as signed by PAGE MARTIN, as recorded in the Orange County, Florida, Deed Book 5458 at Page 4493;

f) Any and all legal or equitable interest in any and all retirement plans, IRAs, A.D. Bedell Company, Inc., pension plans, 401(k) plan(s), and/or any profit-sharing fund, including but not limited to, said defendant PAGE MARTIN's present and future interest in any such accounts held, managed, or monitored by Actuarial Consulting Services, Inc., 25 Hazelwood Drive, Amherst, New York 14228;

g) Any and all legal or equitable interest in a note receivable from KIRK SNYDER in favor of A.D. Bedell Company, Inc., in the original amount of \$27,500, bearing an annual interest rate of 9.5%, issued on September 20, 1998, with payments commencing on October 20, 1998;

h) Any and all legal or equitable interest in a loan with accumulated interest owed to Page Martin by A.D. Bedell Company, Inc., as referenced in the fiscal year ending September 30, 1998 Trial Balance of A.D. Bedell Company, Inc., as prepared by R.A. Mercer Company, CPA, with a value at September 30, 1998 of \$880,578.54 as of September 30, 1998;

i) Any and all legal or equitable interest in the cash value of any and all life insurance policies, owned by A.D. Bedell Company, Inc., on the life of Page Martin.

All pursuant to the provisions of Title 18, United States Code, Section 982(a)(1).

76. If any of the property described in Paragraphs 74 and 75 of this Count, as a result of any act or omission of any defendant,

- a) cannot be located upon the exercise of due diligence;
- b) has been transferred or sold to, or deposited with, a third party;
- c) has been placed beyond the jurisdiction of the court;
- d) has been substantially diminished in value; or

e) has been commingled with other property which cannot be divided without difficulty,

the court shall order the forfeiture of any other property of the defendants up to the value of SEVENTY MILLION DOLLARS (\$70,000,000) United States Currency, not limited to the following:

REAL PROPERTY

a) As to defendant PAGE MARTIN, the premises and real property with all buildings, appurtenances and improvements located at 5003 Whig Street, Little Valley, New York, as more fully described in a certain deed recorded in the Cattaraugus County Clerk's Office in Liber 774 of Deeds at Page 798.

b) As to the defendant KIRK SNYDER, the premises and real property with all buildings, appurtenances and improvements located at 418 Court Street, Little Valley, New York, as more fully described in a certain deed recorded in the Cattaraugus County Clerk's Office in Liber 758 of Deeds at Page 40.

c) As to the defendant KIRK SNYDER, the premises and real property with all buildings, appurtenances and improvements located at New York State Route 242, Little Valley, New York, as

more fully described in a certain deed recorded in the Cattaraugus County Clerk's Office in Liber 889 of Deeds at Page 1120.

d) As to defendant MOHAMED ABUHAMBRA, the premises and real property with all buildings, appurtenances, and improvements located at 282 Moselle Street, Buffalo, New York, that is, all that tract or parcel of land, situate in the City of Buffalo, County of Erie, and State of New York, and more particularly described in a deed recorded in the Erie County Clerk's Office in Book 9224 of Deeds at Page 541.

e) As to defendant MOHAMED ABUHAMBRA, the premises and real property with all buildings, appurtenances, and improvements located at 24 Palm Street, Lackawanna, New York, that is, all that tract or parcel of land, situate in the City of Lackawanna, County of Erie, and State of New York, and more particularly described in a deed recorded in the Erie County Clerk's Office in Book 10283 of Deeds at Page 853.

f) As to defendants MOHAMED KAID and ALI ABUHAMBRA, the premises and real property with all buildings, appurtenances, and improvements located at 1522 Genesee Street, Buffalo, New York, that is, all that tract or parcel of land, situate in the City of Buffalo, County of Erie, and State of New York, and more

particularly described in a deed recorded in the Erie County Clerk's Office in Book 10714 of Deeds at Page 528.

All pursuant to the provisions of Title 18, United States Code, Sections 982(b)(1) and Title 21, United States Code, Section 853(p).

COUNT ONE HUNDRED AND TWO

(RICO FORFEITURE)

The Grand Jury Further Charges:

From their convictions from Count One Hundred of the Indictment, the defendants, MOHAMED KAID, ALI KAID, PAGE MARTIN, RICHARD EMKE, KIRK SNYDER, and A.D. BEDELL COMPANY, INC., jointly and severally, shall forfeit the following property to the United States, all pursuant to Title 18, United States Code, Section 1963:

77. The sum of SEVENTY MILLION DOLLARS (\$70,000,000) United States Currency.

78. All of the defendants A.D. BEDELL COMPANY, INC.'s and PAGE MARTIN's ownership, interests and rights in the company known as A.D. Bedell Company, Inc., including but not limited to all stock ownership, stock certificates, real estate, pension and

savings plans, partner equity agreements, accounts receivable, financial institution accounts and licenses, specifically including the following property:

a) Any and all legal or equitable interest in A.D. Bedell Company, Inc.'s Investment Fund at Fleet Bank under the name Galaxy ACCSS account number 9401445597;

b) Any and all legal or equitable interest in PAGE MARTIN and Michelle Martin's JTWROS Investment Fund at Salomon Smith Barney, number 368-04669-13;

c) Any and all legal or equitable interest in PAGE MARTIN's ACF Justin Martin Investment Fund at Salomon Smith Barney, account number 368-08371-13;

d) Any and all legal or equitable interest in PAGE MARTIN's ACF Jason Martin Investment Fund at Salomon Smith Barney, account number 368-08372-12;

e) Any and all legal or equitable interest in the defendants' interest in the unit of the Disney Vacation Club at Walt Disney World Resort, as set forth in Contract No. 34785.000 between Disney Vacation Development, Inc., and A.D. BEDELL, as

signed by PAGE MARTIN, as recorded in the Orange County, Florida, Deed Book 5458 at Page 4493;

f) Any and all legal or equitable interest in any and all retirement plans, IRAs, A.D. Bedell Company, Inc., pension plans, 401(k) plan(s), and/or any profit-sharing fund, including but not limited to, said defendant PAGE MARTIN's present and future interest in any such accounts held, managed, or monitored by Actuarial Consulting Services, Inc., 25 Hazelwood Drive, Amherst, New York 14228;

g) Any and all legal or equitable interest in a note receivable from KIRK SNYDER in favor of A.D. Bedell Company, Inc., in the original amount of \$27,500, bearing an annual interest rate of 9.5%, issued on September 20, 1998, with payments commencing on October 20, 1998;

h) Any and all legal or equitable interest in a loan with accumulated interest owed to Page Martin by A.D. Bedell Company, Inc., as referenced in the fiscal year ending September 30, 1998 Trial Balance of A.D. Bedell Company, Inc., as prepared by R.A. Mercer Company, CPA, with a value at September 30, 1998 of \$880,578.54 as of September 30, 1998;

i) Any and all legal or equitable interest in the cash value of any and all life insurance policies, owned by A.D. Bedell Company, Inc., on the life of Page Martin.

79. All of the defendant KIRK SNYDER's ownership, interests and rights in the company known as A.D. Bedell Company, Inc., including but not limited to all stock ownership, stock certificates, real estate, pension and savings plans, partner equity agreements, accounts receivable, financial institution accounts and licenses, and the following property:

the premises and real property with all buildings, appurtenances and improvements located at New York State Route 242, Little Valley, New York, as more fully described in a certain deed recorded in the Cattaraugus County Clerk's Office in Liber 889 of Deeds at Page 1120.

All pursuant to the provisions of Title 18, United States Code, Section 1963(a)(1), (a)(2), and (a)(3).

80. If any of the property described in Paragraphs 77, 78, and 79 of this Count, as a result of any act or omission of any defendant,

a) cannot be located upon the exercise of due diligence;

b) has been transferred or sold to, or deposited with,
a third party;

c) has been placed beyond the jurisdiction of the court;

d) has been substantially diminished in value; or

e) has been commingled with other property which cannot
be divided without difficulty,

the court shall order the forfeiture of any other property of the
defendants up to the value of SEVENTY MILLION DOLLARS (\$70,000,000)
United States Currency, not limited to the following:

REAL PROPERTY

a) As to the defendant PAGE MARTIN, the premises and
real property with all buildings, appurtenances and improvements
located at 5003 Whig Street, Little Valley, New York, as more fully
described in a certain deed recorded in the Cattaraugus County
Clerk's Office in Liber 774 of Deeds at Page 798.

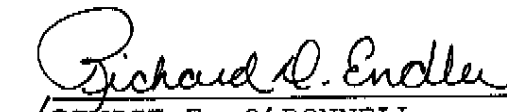
b) As to the defendant KIRK SNYDER, the premises and
real property with all buildings, appurtenances and improvements

located at 418 Court Street, Little Valley, New York, as more fully described in a certain deed recorded in the Cattaraugus County Clerk's Office in Liber 758 of Deeds at Page 40.

c) As to the defendant KIRK SNYDER, the premises and real property with all buildings, appurtenances and improvements located at New York State Route 242, Little Valley, New York, as more fully described in a certain deed recorded in the Cattaraugus County Clerk's Office in Liber 889 of Deeds at Page 1120.

All pursuant to the provisions of Title 18, United States Code, Section 1963(m).

DATED: Buffalo, New York, September 22, 1999.


DENISE E. O'DONNELL
United States Attorney

A TRUE BILL:


FOREPERSON

No. 99-CR-

UNITED STATES DISTRICT COURT

*Western District of New York
Organized Crime Division*

THE UNITED STATES OF AMERICA

vs

MOHAMED KAID, ALI KAID, PAGE MARTIN, MOHAMED
ABUHAMRA, ALI ABUHAMRA, KHALED HUMAISAN, ABDO
ALAWI, SALEH ABDULLAH, ALI ABUHAMRA, JR., HAMADA
AWEDI, NADER HAMDAN, HUSSAIN BERO, HARRIS
BARNETT, FADI HAYDOUS, MOHAMED ALMOZAHMI,
RICHARD EMIKE, KIRK SNYDER, A.D. BEDELL COMPANY,
INC., SHOAB KAID ALHAJAT, ALI AL-FIASALY, AHMED
NASIR, AHMED ALSHUBIL, AREF AHMED, MENAL MIKHA,
SAM DANIEL, NABIL ABDULLAH, MOHAMED ABDULLAH,
MOHAMED ODEFA, RMZY ABDULLAH, NAGIB AZIZ,
KHALED ALJEMAN, and FNU AZIZ

INDICTMENT

A true bill.

John W. Bryant

Foreman

Filed in open court this _____ day,

of _____ A.D. 19 _____

Clerk

Bail, \$ _____